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LAW OFFICES
BRYDON, SWEARENGEN & ENGLAND

PROFESSIONAL CORPORATION

312 EAST CAPITOL AVENUE

P.O. BOX 456

JEFFERSON CITY, MISSOURI 65102-0456

TELEPHONE (573) 635-7166

FACSIMILE (573) 635-0427

DAVID V.G. BRYDON, Retired

JAMES C. SWEARENGEN

WILLIAM R. ENGLAND, III

JOHNNY K. RICHARDSON

GARY W. DUFFY

PAUL A. BOUDREAU

CHARLES E. SMARR

DEAN L. COOPER

**Missouri Public
Service Commission**

BRIAN T. MCCARTNEY

DIANA C. CARTER

SCOTT A. HAMBLIN

JAMIE J. COX

L. RUSSELL MITTEN

ERIN L. WISEMAN

COUNSEL

GREGORY C. MITCHELL

July 21, 2008

HAND DELIVERY

Mr. Morris Woodruff

Deputy Chief Regulatory Law Judge

Missouri Public Service Commission

P.O. Box 360

Jefferson City, MO 65102

RE: *Staff v. Missouri Pipeline Company and Missouri Gas Company*
Case Nos. GC-2006-0378 and GC-2006-0491

Dear Judge Woodruff:

As you know, this firm represents Tortoise Capital Resources Corp. ("Tortoise") and its subsidiary Omega Pipeline Company, LLC ("Omega"). Omega has just been made aware of a Motion to Declassify Data Request and Subpoena Responses (the "Motion") filed by the Commission's Staff in the referenced case on or about July 14, 2008.

Omega was not a party to the referenced complaint proceedings and, more importantly, does not now desire to become a party, however, Omega has a direct interest in the subject matter of the Motion in that Staff is requesting the Commission to declassify "recreated invoices" said to have been issued by Omega. As Staff notes, the information has been designated Highly Confidential which restricts the universe of individuals who have access to the information.

To repeat statements that it has made before in this case, Omega has a compelling interest in protecting from public disclosure its sensitive, competitive business information. Already due to a mishandling of Omega information in this case, confidential business information has been provided to a representative of a direct competitor of Omega to Omega's financial detriment.¹ Consequently, Omega strongly

¹ Despite allegations on the part of MPC and MGC that Staff may have inappropriately supplied former Staff employee Eve Lissik with Omega's confidential business information, the Commission never undertook an investigation to ascertain whether any violations may have occurred.

objects to any further declassification and dissemination of its business information to any party in this case for any purpose.

Omega requests an opportunity to be heard with regard to the Motion and suggests that you arrange for a telephone conference to discuss it with representatives of Staff, Omega and any other interested party to the case. In that regard, Omega notes that Staff's Motion is factually incorrect and, also, appears to be internally inconsistent. The Motion is factually incorrect to the extent it suggests that Omega has previously invoiced AmerenUE and Laclede Gas Company ("Laclede") for particular services such as gas nominations, deliveries and charges. I am advised that Omega Pipeline Company has never invoiced either of these companies. The Motion also appears to be internally inconsistent in that Staff suggests in paragraph 8 that the information declassification would be siloed within each company (i.e., only a non-attorney Laclede employee would be able to see Laclede information). However, the Motion also states at paragraph 2 that these "recreated" invoices are sought to be declassified so that "Ameren gas buyers may compare the Ameren recreated invoices to the actual invoices Omega sent Ameren." This suggests that Staff contemplates that Ameren gas customers may be provided with the "recreated" Omega invoices.

The Commission has previously recognized Omega's legitimate interest in protecting the confidentiality of its business information from inappropriate disclosure. That interest outweighs any interests of any of the other parties in this case may have to review the information sought to be declassified.

Sincerely,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:


Paul A. Boudreau

PAB:pah
c: Ms. Colleen Dale
All parties of record